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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 029641R

In re application of:

ANDREW J. DILLON, ET AL.

Serial No.: 09/828,343

Filed: April 6, 1999

**For: PARTIALLY RIGID-PARTIALLY
FLEXIBLE ELECTRO-OPTICAL
SENSOR FOR FINGERTIP
TRANSILLUMINATION**

Examiner: **ERIC WINAKUR**

Patent No.: 5,891,021

RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts mailed on May 22, 2001, a duly executed Reissue Application Declaration by the Inventors is enclosed. A copy of the reissue patent no. 5,891,021 is enclosed pursuant to 37 C.F.R. § 1.173(a)(1). A check in the amount of \$75.00 which covers \$65.00 for the late filing fee for a non-small entity as set forth in 37 C.F.R. 1.16(e) and \$10.00 for the fee for statutory basic filing fee as set forth in 37 C.F.R. 1.27 is also enclosed.

CERTIFICATE OF MAILING

37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner of Patents, Washington, D. C. 20231 on

7-20, 2001.

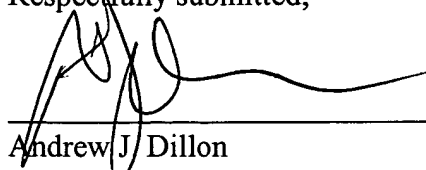
Dena Faris

Typed or printed name of person signing paper

Dina Fari
on signing paper

The Commissioner is hereby authorized to charge any additional fees which may be required to **BRACEWELL & PATTERSON DEPOSIT ACCOUNT NO. 50-0259.**

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Andrew J. Dillon', is written over a horizontal line.

Andrew J. Dillon

Reg. No. 29,634

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ATTORNEY FOR APPLICANTS

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,343	04/06/2001	Andrew Joseph Dillon	29461 29641 R

CONFIRMATION NO. 1716

FORMALITIES LETTER



OC000000006101537

Bracewell & Patterson LLP
Suite 350 Lakewood on the Park
7600B North Capital of Texas Hwy
Austin, TX 78731

Date Mailed: 05/22/2001

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is insufficient.
Applicant must submit \$ 10 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The signature of the following inventor(s) is missing from the oath or declaration:
JEFFREY ALBERT SECUNDA AND TODD JOHNSON DANIEL
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 75.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/31/2001 EXHIBIT 00000001 09828343

01 FC:208
02 FC:205

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65.00 OP